

DAVID WILSON.

[To accompany bill H. R. No. 224.]

MARCH 5, 1840.

Mr. CHITTENDEN, from the Committee on Invalid Pensions, made the following

REPORT:

The Committee on Invalid Pensions, to whom was referred the petition of David Wilson, have had the same under consideration, and report:

That the petitioner states, upon oath, that he was a soldier in the last war, attached to the heavy artillery in Colonel Denny McCobb's regiment; was wounded in his right ankle by the wheel of one of the gun-carriages, and, by reason of said wound, has been lame ever since, and unable to work.

The testimony of Stephen Rupert is, that the petitioner was confined in the hospital at Burlington; that he saw him there nearly every day for several weeks; that he was there, having been wounded, as he then understood, by a gun-carriage of the heavy artillery, whilst in actual service.

Oliver Conant testifies that, in the year 1813, the petitioner was in the hospital at Burlington, Vermont; he knew that the petitioner belonged to the heavy artillery at that time. It was from the 1st of June, 1813, for the term of a fortnight or three weeks, that he saw him there.

Mark Roberts knew that the petitioner was lame, and in the hospital at Burlington. It was the general conversation, and never denied, that the petitioner was in the way of his duty, as a soldier, when he was wounded by one of the gun-wheels of the heavy artillery. The witness was at Burlington from the 7th of April to the 30th of September, 1813, and knows that the petitioner was unable to do duty all that time.

Jonathan Page, a physician, testifies, that in January, 1815, the petitioner was brought to him for his advice and assistance; he attended to the dressing his leg, and had the care of him for a year or more, but did not succeed in curing it; it has continued to grow worse till the present time; and he gives it as his confirmed belief that it is incurable, unless previously amputated.

Solomon Cushman, a physician, has known the petitioner about twelve years, and frequently during said time administered medicine, and often dressed his leg, and considers it much worse for his health than if it had

been amputated, and believes it incurable. His leg has been in this situation for the last twelve years.

The witnesses and petitioner are certified to be persons of credibility, and the physicians reputable in their profession.

From the above facts, the committee consider the petitioner is entitled to a full pension for a total disability, and report a bill accordingly.

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Solomon Gashman, a physician, has known the petitioner about twelve years, and frequently during said time administered medicine, and often dressed his leg, and considers it much worse for his health than if it had